IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No.11170 of 2005

Between:

The Srujana S.C. Labour Contract Cooperative Society Ltd. Represented by its President, Durgam Rajeshwar, S/o. Buchanna, aged 39 years,

R/o. H.No. 9-77, Teacher's Colony, Adilabad - 504 002

..... PETITIONER

AND

1 The Chief General Manager (P&O) NPDCL, Opp : R.E.C. Petrol Bunk, Hanamkonda, Warangal.
2 The Superintendent Engineer, Operation Circle, Adilabad Circle,

NPDCL, Adilabad District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or Direction, more particularly a Writ of Mandamus declaring the action of the 2nd respondent in insisting for payment of EMD/Bid security at the time of submission of tenders by the petitioner society and in contrary to the conditions stipulated in B.P.Ms.No.119, dated 1-2-1979, B.P.(OPN)Ms.No.460, dated 28-11-1994 and also contrary to the conditions stipulated in the tender specifications in nothing but arbitrary, illegal, unjustified, perverse, against the principles of natural justice and violation of article 14 and 21 of the Constitution of India and consequently direct the 2nd respondent herein not to insist for payment of EMD/Bid security at the time of submission of tenders by the petitioner society and to follow the conditions stipulated in B.P.Ms.No.119, dated 1-2-1979, B.P. (OPN) Ms.No.460, dated 28-11-1994 and tender specification conditions in finalizing the tenders pursuant to the tender notification dated 18-4-2005.

Counsel for the Petitioner: MR.S.SURENDER REDDY

Counsel for the Respondents: MR.M.SREERAMULU REDDY

The Court made the following:

ORDER:

Sri S.Surender Reddy, learned Counsel for the petitioner seeks permission of this Court to withdraw writ petition. A letter to that effect was also addressed to the Registrar (Judicial). Permission is granted.

The writ petition is, accordingly, dismissed as withdrawn.

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(**V.V.S.RAO,J**)

June 29, 2005.

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To

1 The Chief General Manager (P&O) NPDCL, Opp : R.E.C. Petrol Bunk, Hanamkonda, Warangal.
2 The Superintendent Engineer, Operation Circle, Adilabad Circle,

NPDCL, Adilabad District.

3 Two CD Copies.